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FERNANDEZ & ASSOCIATES LLP			VO, TU	VO, TUNG T	
1047 EL CAMINO REAL SUITE 201		ART UNIT	PAPER NUMBER		
MENLO PARK, CA 94025			2613	14	
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Please find below and/or attached an Office communication concerning this application or proceeding.

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Office Action Summary Tong T. Vo				(X ₁ .				
## Examiner Tung T. Vo Ze13 ## A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE @ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. ## SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE @ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. ## SHOP PROVIDED TO THE SET OF THIS COMMUNICATION. ## Tung Deposite regign is specified above, the maximum statisticity patient will apply and will active SKV (8) MONTH'S from the realising after of the communication. The set of the communication of the region is specified above, the maximum statisticity patient will apply and will active SKV (8) MONTH'S from the realising after of the communication. ** Any reby received by the Office left than these months after the realisting date of this communication. ** Any reby received by the Office left than these months after the realisting date of this communication. ** Any reby received by the Office left than these months after the realisting date of this communication. ** Any reby received by the Office left than these months after the realisting date of this communication. ** Any reby received by the Office left than these months after the realisting date of this communication. ** Any reby resolution should be set of the communication. ** Any reby resolution should be considered time?** Any reby reduced the Status and the proper should be set of the communication. ** Any reby resolution should be considered time?** Any reby resolution should be considered time?** The Communication. ** Any reby resolution should be considered time?** The Communication. ** Any reby resolution should be considered time?** The Communication. ** Any reby resolution should be considered time?** The Communication. ** Any reby resolution should be considered time?** The Communication. ** Any reby resolution should		— ;	Application No.	Applicant(s)				
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3) 🔀 Information Disclosure Statement(s) (PTO-1449) Paper No(s) 7. 6) 🗌 Other:	1) Notice	of References Cited (PTO-892)	5) Notice of Informal					

Art Unit: 2613

DETAILED ACTION

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 1-15 are rejected under 35 U.S.C. 102(e) as being anticipated by Kennedy, III et al. (US 6,301,480).

Re claims 1, 12, and 14, Kennedy discloses an integrated tele-medicine system (fig. 1) using fixed (14 and 16 of fig. 1) and mobile processor (12 of fig. 1) communication for enabling remote medical care (58 of fig. 1, wherein the medical database is stored in the storage (58 of fig. 1), the system comprising:

a care-giver processor (16 of fig. 1) coupled to a packet-switched digital network (14 and 20 of fig. 1), the care-giver processor accessing a database including a representation of an identity and a location of at least one remote patient (12 of fig. 1, e.g. the remote patient is communicating the operator for retrieving the medical data from the central station (16 of fig. 1) over the data network (20 of fig. 1));

a mobile communications unit (12 of fig. 1) physically associated with a remote patient for monitoring at least one medical vital sign of such remote patient (56 of fig. 1), the mobile communications unit communicating such monitored vital sign to the care-giver processor through the digital network (14 of fig. 2);

Art Unit: 2613

and a first detector coupled to the digital network and selected by the care-giver processor for observing the remote patient when such remote patient is determined by the care-giver processor to be located within a first observation range of the selected first detector (16, 46, 44, and 56 of fig. 1, e.g. wherein the computer (56 of fig. 1) can display the image or data of the patient detected by sensors (12 of fig. 1))

Re claims 2, 13 and 15, Kennedy further discloses a second detector coupled to the digital network and selected by the care-giver processor for observing the remote patient when such remote patient is determined by the care-giver processor to have moved and subsequently located within a second observation range of the (12 of fig. 1, e.g. a global positioning system (GPS) location receiver may be disposed at or near mobile unit 12 to determine the location of an associated vehicle, and the mobile unit (12 of fig. 1) may also receive information from alarms, odometers, speedometers, engine sensors, accelerometers)selected second detector.

Re claim 3, Kennedy further discloses wherein a position signal being generated by the mobile communications unit (GPS receiver (12 of fig. 1)) coupled to the remote patient when such remote patient is moveable within an observable range, an observation signal being generated by the first detector uncoupled to such remote patient in the observable range (56 of fig. 1).

Re claim 4, Kennedy further discloses the mobile communications unit comprises an accelerometer (col. 3, lines 5-18).

Art Unit: 2613

Re claim 5, Kennedy further discloses a software agent associated with such remote patient accesses a database (col. 4, lines 43-59).

Re claim 6, Kennedy further discloses a portable identifier associated with such remote patient is used for communication therewith (col. 4, lines 60-67, other identifier of mobile unit (12 of fig. 1) to an associated work-station (56 of fig. 1)).

Re claim 7, Kennedy further discloses an object representation of such remote patient comprises an object name, an object identifier, an object group, an object query, an object condition, an object status, an object location, an object time, an object error, or an object image, video, or audio broadcast signal (figs.3-5, data access, service center ID).

Re claim 8, Kennedy further discloses the observable range is modifiable according to a rule set (col. 1, lines 10-33).

Re claim 9, Kennedy further discloses the remote patient is monitored temporarily using an extrapolated or last-stored positional or visual signal (56 of fig. 1).

Art Unit: 2613

Re claim 10, Kennedy further the cell phone (12 of fig. 1) is authenticated according to a voice pattern, a finger-print pattern, a handwritten signature, or a magnetic or smart-card signal.

Re claim 11, Kennedy further discloses an electronic file comprising a book, a greeting card, a news report, a sports report, a stock report, an artwork, a research database, a personal list, a recorded or live voice or music transmission, an electronic tool, or a commercial transaction is provided to the remote patient (col. 1, line 58 through col. 2, line 40).

- 3. Claims 1, 12, and 14 are rejected under 35 U.S.C. 102(e) as being anticipated by Fult (US 6,021,371) as shown in figures. 1, 4, 5 and 8.
- 4. Claims 1, 12, and 14 are rejected under 35 U.S.C. 102(e) as being anticipated by de la Huerga (US 5,960,085) as shown in figures 1-6.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Wailling (US 4,802,008) discloses a satellite communications system for medical related image.

Page 6

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tung T. Vo whose telephone number is (703) 308-5874. The examiner can normally be reached on 6:30 AM - 3:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chris. Kelley can be reached on (703) 305-4856. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-4700.

JNGT.VO TEXAMINER

T.Vo

Tung T. Vo Examiner Art Unit 2613